

**United States Court of Appeals
for the Sixth Circuit**

Fact Sheet For State Habeas Corpus Appeals (§2254)

6th Cir. R 28(c) requires that counsel for the appellant and for the appellee file a fact sheet in all habeas corpus §2254 appeals. The fact sheet should be the same size as the pages in the brief. It should be placed in the briefs of the parties immediately following the table of contents and preceding the statement of issues presented for review. Use this form, 6CA-57.

Case Name
and Number:

Preparer Information (*name, address, city, state, zip, telephone*):

1. Has this conviction(s) been previously litigated in the United States Courts?

Yes

No

If yes, give brief history:

2. Constitutional violation claims (name constitutional provision and briefly recite facts asserted as violative):

a.

b.

c.

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3. Have remedies been exhausted as to claims listed above?

- | | | |
|----|-----|----|
| a. | Yes | No |
| b. | Yes | No |
| c. | Yes | No |

4. Are there fact disputes concerning claims?

Yes No

If yes, were they resolved by the District Court

at a hearing?
by review of the state court record?
by reference to a Magistrate?

5. Does the state argue that any constitutional violations, if found, did not have a harmful or substantial and injurious effect on the fundamental fairness of the trial?

Yes No

If yes, briefly state why and cite to the district court record entry pages claimed as proof.